

**OFFICIAL WARNING**



**VIOLATION OF FEDERAL REGULATIONS**

CASE NO.

**FL11039**

VIOLATOR

**Customer # 3057  
Certificate # 58-C-0414  
Bern Levine  
Jungle Island**

ADDRESS (Street, City, State, Zip Code)

**11 Parrot Jungle Trail  
Miami, FL 33132**

The Department of Agriculture has evidence that on or about **September 8, 2011 - August 31, 2010** you or your organization committed the following violation of Federal Regulations:

**9 CFR, SECTION**

**Failure to**

**2.126 (b)**

- **Have a responsible adult available to accompany APHIS officials during the inspection process, and a room, table or other facilities for examination of records and inspection of property or animals for use by APHIS officials if necessary.**

**(On September 8, 2011, a responsible adult was not available to accompany USDA official on inspection.)**

**3.75(a)**

- **Provide housing facilities for nonhuman primates that are designed and constructed to be structurally sound for the species to be housed in them. The housing must be kept in good repair, protect the animals from injury, contain the animals securely, and restrict others from entering.**

**(On August 28, 2010 a Gibbon escaped into a tiger enclosure and was injured.)**

**3.125(a)**

- **Construct facility of such material and of such strength as appropriate for the animals involved. Indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and to contain the animals.**

**(On August 28, 2010 an adult tiger escaped an uncovered outdoor primary enclosure.)**

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title)

**Deputy Administrator, AC**

DATE ISSUED

**January 24, 2012**

OFFICE ADDRESS:

**4700 River Road, Riverdale, MD 20737  
TELEPHONE NO. AC (301) 734-4980**

FOR PERSONAL SERVICE RECEIVED BY: (Name and signature)

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

**7011 1150 0002 0712 4659**